

Title 2, California Code of Regulations, Section 54700

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT --
CONFLICT OF INTEREST CODE

§ 1. Introduction

The Political Reform Act, Government Code Section 81000 *et seq.*, requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission has adopted a regulation, 2 California Code of Regulations Section 18730, which contains the terms of a standard Conflict of Interest Code. An Agency may incorporate Section 18730 by reference. Such Conflict of Interest Codes may, after public notice and hearing, be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act.

The terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by Fair Political Practices Commission, along with the attached Appendix in which officials and employees are designated and disclosure categories are set forth, are hereby incorporated by reference and constitute the Conflict of Interest Code of the Office of Environmental Health Hazard Assessment.

~~Designated employees~~ Persons holding designated positions shall file their statements of economic interests with the Office of Environmental Health Hazard Assessment. Upon receipt of the statement of the Director, the agency shall make and retain a copy and forward the original to the Fair Political Practices Commission. Statements for all other designated ~~employees~~ positions shall be retained by the Office of Environmental Health Hazard Assessment and made available for public inspection and reproduction on request. (Gov. Code Section 81008).

§ 2. Appendix

(a) Designated Positions. Persons holding the following positions are ~~designated employees~~ considered to hold "designated positions" and shall make the types of disclosures set forth in the category listed opposite the position:

<i>Designated Position</i>	<i>Disclosure Category</i>
Director	1
All Deputy Directors, <u>Branch Chiefs and above</u> , including Exempt and CEA positions.....	1
Section Chiefs and above, including Exempt and CEA positions	1

All Advisory Committees Members (including Air Quality Advisory Committee Members, Carcinogen Identification Committee members, and Developmental and Reproductive Toxicant Committee Members but excluding members of committees subject to Title 22, Cal. Code of Regulations, section 12304.).....	3
All Attorneys.....	1
All Consultants*	1
All Environmental Specialists.....	1
All Epidemiologists	1
All Hazardous Materials Specialists All Hazardous Substances Scientists (Range C and above) ..	1
All Medical Professionals	1
All Negotiators of Contracts for goods and services, including Associate positions	2
All Research Scientists	1
All Toxicologists, including Associate positions.....	1

(b) Disclosure Categories. Financial interests of ~~employees~~ persons holding positions designated in this Section are to be reported in statements of economic interest as follows:

(1) Category 1. ~~Designated employees~~ Persons holding designated positions assigned to this category must report (i) ~~all~~ interests in real property, (ii) ~~all~~ investments in business entities, (iii) ~~all~~ business position in business entities ~~and nonprofit organizations~~, and (iv) ~~all~~ income, including gifts, grants, loans and travel payments received.**

(2) Category 2. ~~Designated employees~~ Persons holding designated positions assigned to this category must report all investments and business positions in business entities and sources of income, including gifts, loans and travel payments of the type which, within the previous two years, have contracted with the office to provide services, supplies, ~~or~~ materials, machinery or equipment.**

* With respect to consultants, however, the Director may determine in writing that a particular consultant, although holding a "designated position," is retained to perform a range of duties that are limited in scope and thus is not required to comply with the disclosure requirements described in this section. Such determination shall include a description of the consultant's duties and, based upon the description, a statement of the extent of the disclosure requirements, if any, for that particular person. A copy of the written determination shall be retained at the Office of Environmental Health Hazard Assessment and made available for public inspection. Nothing herein excuses any consultant from any other provision of this Conflict of Interest Code.

(3) Category 3. Persons holding designated positions assigned to this category must report all investments, ~~in business positions, and entities (as defined below),~~ income, including gifts, grants, loans and travel payments ~~received from business entities that ; business positions in business entities; income from non profit organizations, and all other sources of funding for their professional activities. The term "business entities" as used in this category means those entities that~~ import, manufacture, distribute, sell, buy, ~~or use, emit or discharge chemicals or pollutants in California.that are or may come under consideration of the~~ committee.**

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** Subject to all relevant regulations promulgated by the Fair Political Practices Commission (Title 2, Cal. Code of Regs., section 18100 et. seq.)